

**BOARD OF REAL ESTATE APPRAISERS
BOARD MEETING MINUTES – August 5, 2003**

MEMBERS PRESENT

James Murphy
Bruce Bell
Walter Bowditch
Joseph Herlihy
Theodore Webersinn - Late
David Adams

MEMBERS ABSENT

Kenneth Charest

OTHERS PRESENT

Carol Leighton, Administrator
Dennis Smith, A.A.G.
Kim Baker-Stetson, Board Clerk

Location: Central Conference Room

Start: 9:05 a.m.

Adjourn: 12:10 a.m.

CALL TO ORDER

The meeting was called to order at 9:07 a.m.

AGENDA MODIFICATIONS

No changes were made to the agenda.

OLD BUSINESS

Action on Minutes of June 3, 2003 Meeting

A motion was made by Walter Bowditch and seconded by Bruce Bell to approve the minutes of the June 3, 2003 meeting as written. Bell, Bowditch, Herlihy, and Murphy voted in the affirmative; Adams abstained. Motion carried.

Action on Tabled Applications/Items

See "Review and Action on Applications and Education."

NEW BUSINESS

Administrator's Report

OLR held an administrative rule hearing regarding changes to the continuing education process for some license renewals. No one testified at that hearing. There will be another hearing held August 11th regarding fee increases for various boards.

The Board was presented with an application for licensure in which the licensee provided a negative answer to the criminal conviction question. A background check revealed convictions, to which the licensee amended the application with full disclosure. A motion was made by Joseph Herlihy and seconded by Bruce Bell to send a letter of guidance to the licensee which will remain on file for a period of ten (10) years or until the licensee upgrades the license. Adams, Bell, Bowditch, Herlihy, Murphy, voted in the affirmative; Webersinn abstained. Motion carried.

The Board was presented with an application for licensure in which the licensee provided a negative answer to the criminal conviction question. A background check revealed a conviction for negotiating a worthless instrument, to which the licensee amended the application with full disclosure. A motion was made by Joseph Herlihy and seconded by Bruce Bell to take no action. Adams, Bowditch, Herlihy and Murphy voted in the affirmative; Bell and Webersinn voted in opposition. Motion carried.

Complaint Officer's Report

#REA-127: A motion was made by Walter Bowditch and seconded by Bruce Bell to dismiss this complaint and flag the licensee's record for non-renewal. Unanimous.

#REA-134: A motion was made by Walter Bowditch and seconded by Ted Webersinn to dismiss this complaint as the license has already been revoked and send a letter of explanation to the complainant. Unanimous.

#REA-146: A motion was made by Walter Bowditch and seconded by David Adams to re-offer the original consent agreement and if refused, bring to a hearing. Unanimous.

#REA-166: A motion was made by Walter Bowditch and seconded by Bruce Bell to bring this case to a hearing before the board. Unanimous.

Review and Action on Applications and Education

NAME	APPLYING TO:	RECOMMENDATION
BLAINE WEATHERBEE AP 658	UPGRADE FROM LIC APPR TO SIT FOR CERTIFIED RESIDENTIAL EXAM QE BAL ON FILE = 119 EXP HRS SUBMITTED= 2500 FIRST LICENSED =04/06/1992 ADEQUATE # OF MAJOR/COMPLEX APPR?	<u>TABLED</u> AUG 5, 2003 – BOARD REVIEWED REQUESTED APPRAISALS FOR COMPLIANCE WITH Chapter 200, Section 4 AND 32 § 14002 PARAGRAPH 7 MOTION TO DENY PURSUANT TO SECTIONS 4B2 & 3B5 FAILS TO DEMONSTRATE DUE DILIGENCE; CONFLICTING CERTIFICATION OF VALUE AND DATA SOURCES
JOHN SAVARD RA 1258	UPGRADE FROM TRAINEE TO SIT FOR CERTIFIED RESIDENTIAL EXAM QE BAL ON FILE = 144 EXP HRS SUBMITTED= 4000+ FIRST LICENSED =06/06/1996 ADEQUATE # OF MAJOR/COMPLEX APPR?	<u>TABLED</u> JUN 3, 2003 -BOARD REQUESTD COPIES OF 6 APPRAISALS AUG 5, 2003 - PENDING RECPT OF APPRSLS FOR REVIEW

ROCH ROUSSEAU	REQUEST FOR REINSTATEMENT OF CR 195 LICENSE EXPIRED: 12/31/2000 NO DISCIPLINE ON FILE FIRST LICENSED: 03/21/1991	<u>TABLED</u> NO RESPONSE TO LETTER DATED JAN 14, 2003 AUG 5, 2003 -MOTION TO OFFER PRELIMINARY DENIAL
SANDRA MCCALLUM	UPGRADE FROM CERTIFIED RESIDENTIAL SIT FOR CERTIFIED GENERAL EXAM QE BAL ON FILE = 180+ EXP HRS SUBMITTED= 3000+ FIRST LICENSED =03/29/1991 ADEQUATE # OF COMMERCIAL APPR?	<u>TABLED</u> AUG 5, 2003 – CHAIR TO REVIEW ASSESSING LOG FOR APPRAISAL CREDITS SEND LETTER REQUESTING NAME OF SUPERVISOR FOR COMMERCIAL WORK AND COPIES OF DETAILED NARRATIVES FROM ASSESSMENT WORK
DUKE SIMONEAU	UPGRADE FROM LICENSED APPRAISER TO SIT FOR CERTIFIED GENERAL EXAM QE BAL ON FILE =200+ EXP HRS SUBMITTED= 3000+ FIRST LICENSED = 07/31/2000 ADEQUATE # OF COMMERCIAL APPR?	<u>TABLED</u> AUG 5, 2003 – BOARD REQUESTED 6 APPRAISALS FOR REVIEW
KURT HOWGATE	UPGRADE FROM LICENSED APPRAISER TO SIT FOR CERTIFIED RESIDENTIAL EXAM QE BAL ON FILE = 160+ EXP HRS SUBMITTED= 3000+ FIRST LICENSED = 03/09/1999 ADEQUATE # OF MAJOR/COMPLEX APPR?	<u>TABLED</u> AUG 5, 2003 – BOARD REQUESTED 6 APPRAISALS FOR REVIEW

Correspondence

Letter from Michael W. Bonsey, Bar Harbor Bank & Trust

Joe Herlihy has drafted an article for the newsletter regarding this subject to remind licensees of this issue.

Next Meeting Scheduled for September 2, 2003

OTHER BUSINESS

Being no further board business the meeting was adjourned at 12: 10 p.m.

Respectfully submitted,

Kim Baker-Stetson
Board Clerk